

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT:	BUCKNER	)	
INT'L APP. NO.:	PCT/US05/011269	)	EXAMINER:
INT'L FILING DATE:	05 APRIL 2005	)	
SERIAL NO.:	10/599,662	)	ART UNIT:
FILED:	OCTOBER 4, 2006	)	CONFIRMATION NO.: 2433
TITLE:	METHOD AND APPARATUS FOR THE SURGICAL TREATMENT OF CONGESTIVE HEART FAILURE	)	

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INFORMATION DISCLOSURE STATEMENT**

Applicant calls the Examiner's attention to the patents and publications listed on the attached Form PTO-1449, copies of required documents enclosed, which may be material to examination of the above identified application.

**TIME OF TRANSMITTAL**

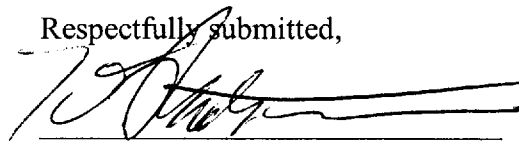
This Information Disclosure Statement is being filed under 37 CFR § 1.97(b). This Statement is filed within at least one of the following time periods:

- (a) within three months of the filing date of a national application (other than a CPA under 37 CFR § 1.53(d));
- (b) within three months of the date of entry of the national stage as set forth in 37 CFR § 1.491 in an international application;
- (c) before the mailing of a first Office Action of the merits; or
- (d) before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR § 1.114.

No fee is believed to be due in this instance. However, the undersigned hereby authorizes the charging of any fees created by the filing of this document to Deposit Account No. 19-5117.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. This listed patents and publications are believed of interest herein and consideration and citation of as interest by Examiner is respectfully requested.

Respectfully submitted,



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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /G.P./

<b>FORM PTO-1449</b> <b>U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE</b>  List of Information Cited by Applicant  Page 1 of 1	<b>ATTY. DOCKET NO.</b> GENS.62/PCT-US	<b>SERIAL NO.</b> 10/599,662
	<b>APPLICANT</b> BUCKNER	
	<b>FILING DATE</b> OCTOBER 4, 2006	<b>GROUP</b>

U.S. PATENT DOCUMENTS							
EXAM. INITIAL		DOCUMENT NUMBER	DATE	NAME	CLS	SUB- CLS	FILE DATE
	AA	2003/0023132 A1	01/30/2003	Melvin			
	AB	2004/00022626 A1	01/01/2004	Feld			
	AC	6,264,602	07/24/2001	Mortier			
	AD	6,494,825	12/17/2002	Talpade			
	AE	6,537,198	03/25/2003	Vidlund			
	AF	6,537,203	03/25/2003	Alferness			
	AG	6,579,226	06/17/2003	Vanden Hoek			
	AH	6,582,355	06/24/03	Alferness			
	AI						
	AJ						

FOREIGN PATENT DOCUMENTS							
EXAM. INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLS	SUB CLS	TRANS ?
	AK						
	AL						
	AM						

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
	AN	Batista (1996) J. Card. Surg. Mar-Apr; 11(2):96-97, "Partial Left Ventriculectomy to Improve Left Ventricular Function in End-Stage Heart Disease"
	AO	Braunwald ed. (1992) <i>Heart Disease: A Textbook of Cardiovascular Medicine</i> , 4th edition. W.B. Saunders and Company, Philadelphia, p. 370-382
	AP	Gregoric and Couto (2002) Congestive Heart Failure 8:214-219, "Surgical Treatment of Congestive Heart Failure"
	AQ	Nemeh and Smedira (2003) Cleveland Clinic Journal of Medicine 70:223-233, "Mechanical Treatment of Heart Failure: The Growing Role of LVADs and Artificial Hearts"
	AR	Starling (1998) Cleveland Clinic Journal of Medicine 65:351-358, "The Heart Failure Pandemic: Changing Patterns, Costs, and Treatment Strategies"
	AS	Westaby (1996) Heart 76:200-206, "The Need for Artificial Hearts"
	AT	
	AU	
EXAMINER /Gary Porter, Jr/		DATE CONSIDERED 09/25/2008
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.		

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ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /G.P./